

**United States District Court
Eastern District of California
Before the Honorable WILLIAM B. SHUBB, SENIOR JUDGE**

CRIMINAL TRIAL MINUTES

UNITED STATES OF AMERICA

vs

ROBERT ALLEN POOLEY

Time in Court: 3:50

CASE #: 2:21cr111-01 WBS

DATE: 5/22/2024

Courtroom Deputy: Karen Kirksey Smith

Court Reporter: Abigail Torres

Appearance(s) for Government:

Katherine Lydon

Dhruv Sharma

Appearance(s) for Defendant(s):

Counsel: Mia Crager, AFD

Counsel: Meghan McLoughlin, AFD

Deft: Present/Out of Custody

JURY TRIAL (DAY 6):

8:55 a.m.	Trial resumes outside presence of the jury. Court confers with counsel re Government's <i>Jencks</i> request and government's brief filed 5/21/2024.
9:08 a.m.	Jury returns. Witness Yuriy Garmarshov resumes on direct by Defendant. [Exhibits Identified and/or Admitted: 1100, 2068, 2069, 1104, 1107, 1109, 2058, 2104 (p. 4).]
9:52 a.m.	Jury excused. Court confers with counsel re Government's <i>Jencks</i> request.
9:55 a.m.	Court recessed.
10:05 a.m.	Trial resumes outside presence of the jury. Court confers with counsel re Government's <i>Jencks</i> request.
10:12 a.m.	Jury returns. Court excuses jury and orders them to return today at 1:00 p.m.
10:13 a.m.	Jury excused. Court confers with counsel re Government's <i>Jencks</i> request.
10:20 a.m.	Court recessed.
11:30 a.m.	Trial resumes outside presence of the jury. Court confers with counsel re Court's order issued May 22, 2024 (Docket #127).
11:40 a.m.	Court recessed.

11:55 a.m.	Trial resumes outside presence of the jury. Court confers with counsel re Government's <i>Jencks</i> request.
12:05 p.m.	Court recessed.
12:10 p.m.	Trial resumes outside presence of the jury. Court confers with counsel re Court's ruling on Government's <i>Jencks</i> request.
1:05 p.m.	Trial resumes. Jury returns. Witness on cross-examination by Defendant
1:22 p.m.	Witness on re-direct by Defendant. [Exhibits Identified and/or Admitted: 2060.]
1:26 p.m.	Witness on re-cross by Government. Witness excused.
1:28 p.m.	Exhibit 80 admitted. Defendant rests.
1:30 p.m.	Court instructs jury re further trial proceedings.
1:34 p.m.	Jury excused and ordered to return on May 23, 2024 at 9:00 a.m. Court confers with counsel re further proceedings.
1:35 p.m.	Upon request of Government counsel, and without objection by Defendant's counsel, Court questions defendant re his right to testify.
1:37 p.m.	Court confers with counsel re jury instructions and verdict form.
1:45 p.m.	Court recessed.
1:55 p.m.	Trial resumes outside presence of the jury. Court confers with counsel re jury instructions and verdict form.
2:35 p.m.	Court recessed.
2:45 p.m.	Trial resumes outside presence of the jury. Court confers with counsel re jury instructions and verdict form.
3:00 p.m.	Court recessed.
3:15 p.m.	Trial resumes outside presence of the jury. Court confers with counsel re jury instructions and opening statements.
3:22 p.m.	Court confers with counsel Defendant's renewed Rule 29 Motion. Counsel argue. Court takes matter UNDER SUBMISSION .
3:50 p.m.	Court Adjourned. Case continued to <u>May 23, 2024 at 9:00 a.m.</u>

Other: Counsel and courtroom deputy review admitted exhibits to go to the jury during deliberations. Counsel agree to the return of exhibits and sign the Receipt for Exhibits form (filed today).